IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 1792 of 1997

Between:

1 B.Laxminarayana, S/o Satyanarayana,
R/o 16-9-578, Old Malakpet,
Hyderabad.
2 R.Hari kishan, S/o Fakiraiah,
R/o 14-9-660, Jummerat Bazar,
Hyderabad
3 R.Krishna Prasad, S/o Hari Kishan,
R/o 14-9-660, Jummerat Bazar,
Hyderabad.
4 R.Hari Prasad, S/o Hari Kishan,
R/o 14-9-660, Jummerat Bazar,
Hyderabad.
5 Mohd..Abdul Maqsood, S/o Mohd.Hameed Ulla,
R/o 12-2-720/12, Mehdipatnam,
Hyderabad.
6 Mohd.Jaffar, S/o Mohd.Hassan Ali,
R/o 3-5-874/61, Himayatnagar,
Hyderabad.
7 P.S.Murthy, S/o P.R.Murthy,
R/o 20-2-94/2, Rammurthy Nagar,
Kabutar Khana, Hyderabad.
8 P.D.Murthy, S/o P.R.MURTHY,
R/o 20-2-94, Dattasai Nagar,
Kabutar Khana, Hyderabad.
9 K.Narsing Rao, S/o K.Krishna,
C/o P.N.Reddy, H.No 18-5-151,
Out side Aliabad, Hyderabad.
10 Y.Ranga Reddy, S/o Y.Narsi Reddy,
H.No.18-5-246, Aliabad,
Hyderabad.
11 P.Nageswar Rao, S/o P.Sriramulu,
H.No 22-1-299, Sultanpura,
Hyderabad.

12 K.Govind Rao, S/o late K.Pochaiah,
H.No 6-6-443, Gandhinagar,
Secunderabad.
13 B.Rajashekar, S/o B.Venkaiah,
H.No 23-5-609, Laldarwaza,
Hyderabad.
14 R.Nagabhushanam, S/o Rajaiah,
H.No 18-5-246, Aliabad,
Hyderabad.
15 V.Krishna Rao, S/o V.Papaiah,
H.No 16-2-716/A & B, Akbarbagh,
Malakpet, Hyderabad.
16 Shaik Gayasuddin, S/o Mohd.Shafeeul Hassan,
R/o 16-9-645/1, Old Malakpet,
Hyderabad.
17 Mir Iqbal Faheem, S/o S.S.Hassan,
R/o 16-9-645/1, Malakpet,
Hyderabad.
18 T.Harishankar Reddy, S/o S.N.Reddy,
H.No 18-4-781/9/A, Aliabad,
Hyderabad.
19 I.Venkateswara Rao, S/o Subba Rao,
LIG. 79, Bharatnagar Colony,
Hyderabad.
20 I,Pullaiah, S/o Subba Rao,
E.W.S.17, Bharatnagar Colony,
Hyderabad.
21 M.V.Prasad, S/o Balakistaiah,
SRT.1118, Sanathnagar,
Hyderabad.
22 P.Ashok Kumar, S/o Narasimloo,
R/o Mozamjahi Market, Hyderabad.
23 K.Madhusudhan, S/o K.Sayulu,
H.No 8-2-684/102/75/7, NBT Nagar,
Banjara Hills, Hyderabad.
24 P.Suresh, S/o Madan Mohan Rao,
H.No 5/2C-66, Vanasthalipuram,
Hyderabad.
25 E.Srikant, S/o E.Dayanad,
H.No 18-3-722/8, Laldarwaza,
Hyderabad.
26 C.Raja Rathnam, S/o C.Bhushnam,
H.No 11-5-556, Red Hills,
Nampally, Hyderabad.
27 K.Naveen Kumar, S/o Laxminarayana,
H.No 20-2-305, Hussaini Alam,
Hyderabad.
28 D.Vinod Kumar, S/o D.Satyanarayana,
Qr.No.205, Allapur,
Hyderabad.
29 Syed Ibrahim, S/o Moulana,
H.No 17-3-198/2/148/2, Sadatnagar,
Yakutpura, Hyderabad.

30 N.Prithviraj Goud, S/o N.Yadaiah Goud,
H.No 18-4-174, Aliabad,
Hyderabad.
31 K.Balwanta Reddy, S/o Venkat Reddy,
H.No R/o 1-149, Balapur,
Ranga Reddy Dist.
32 R.Ramesh Kumar, S/o R.Datatreya Rao,
H.No 22-1-244, Kalikabar,
Hyderabad.
33 B.Tirupathi Rao, S/o B.Govinda Rao,
H.No 2 RT-69, Vijayanagar Colony,
Hyderabad.
34 Shaik Jaffar, S/o Shaik Hyder,
H.No 18-2-43/A/65, Chandrayanagutta,
Hyderabad.
35 Shaik Ahmed, S/o Shaik Jaffar,
H.No 18-2-43/A/65, Chandrayanagutta,
Hyderabad.
36 L.Laxman Goud, S/o Sangaiah Goud,
H.No 18-6-1084, Balagunl,
Laldarwaza, Hyderabad.
37 L.Bhaskar Goud, S/o Laxman Goud,
H.No 18-6-1084, Laldarwaza,
Hyderabad.
38 P.Vinayak Rao, S/o late P.Ramakrishna,
H.No 18-6-375, Laldarwaza,
Hyderabad.
39 M/s Saptagiri LCCS Ltd., By its President T.Yadagiri,
Bela, Shalibanda,
Hyderabad.
40 Syed Nayeemuddin, S/o late Syed Kareemuddin,
H.No R/o 18-2-805/3, Outside Laldarwaza,
Hyderabad.

... PETITIONERS

AND

1 The Engineer-in-Chief, Roads & Buildings,
Erramanzil, Hyderabad.
2 Chief Engineer(Buildings), Roads & Buildings,
Erramanzil, Hyderabad.
3 Superintending Engineer, Head Quarter Circle, Roads &

Buildings, Khairatabad, Hyderabad.
4 Executive Engineer (R & B), North Buildings Dvn.,
Nampally, Hyderabad.
5 Executive Engineer, R&B, South Buildings Dvn.,
Khairatabad, Hyderabad.
6 Executive Engineer, R&B, Central Buildings Dvn.,
A.C.Guards, Masab Tank,
Hyderabad.

7 Executive Engineer, R&B, East Buildings Dvn.,
Gagan Vihar, Gandhibhavan,
Hyderabad.
8 Executive Engineer, R&B, Assembly Buildings Dvn.,
Basheerbagh, Hyderabad.
9 Executive Engineer, R&B, E.S.I. Buildings Dvn.,
Gagan Vihar, Gandhibhavan,
Hyderabad.
10 Commissioner, Municipal Corporation of Hyderabad,
Tank Bund, Hyderabad.
11 Chief Engineer, MCH.,
Tank Bund, Hyderabad.
12 Superintending Engineer(General), MCH.,
Tank Bund, Hyderabad.
13 Superintending Engineer(Projects), MCH.,
Tank Bund, Hyderabad.
14 Executive Engineer, Zone No.1, MCH.,
Sardar Mahal, Hyderabad.
15 Executive Engineer, Zone No.2, M.C.H.,
Sardar Mahal, Hyderabad.
16 Executive Engineer, Zone No.3, M.C.H.,
Bakatpura, Hyderabad.
17 Executive Engineer, Zone No.4, M.C.H.,
Khairatabad, Hyderabad.
18 Executive Engineer, Zone No.5, M.C.H.,
Khairatabad, Hyderabad.
19 Executive Engineer, Zone No.6, M.C.H.,
PutliBowli, Hyderabad.
20 Executive Engineer, Zone No.7, M.C.H.,
Opp parede Grounds, Secunderabad.
21 Executive Engineer, Zone No.8, M.C.H.,
Opp parede Grounds, Secunderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction in the Nature of Mandamus, declaring the action the respondents in insisting on filing of National Savings Certificate and he Clearance Certificate under APGST Act, along with the application for obtaining Tender Schedules, as compliance relating to the works sought to be awarded in favour of the petitioners, as illegal, unconstitutional and violative of principles of natural justice and consequently direct the respondents not to insist on Earnest Money Deposit in the form of National Savings Certificate and APGST Clearance Certificate.

Counsel for the Petitioners: MR.D.SETHURAMI REDDY

Counsel for the Respondents 10 TO 21: MR.G.DHARMA RAO, SC FOR MCH

Counsel for the Respondents 1 to 9: G.P. for Roads and Buildings

The Court made the following:

ORDER:

It is represented by the learned counsel for the petitioners that the subject matter in the writ petition has become infructuous.

Recording the above submission made by the learned counsel, the writ petition is dismissed as having become infructuous. No order as to costs.

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N.V. RAMANA, J

March 7, 2005

MRR

Copy to:

1 The Engineer-in-Chief, Roads & Buildings,
Erramanzil, Hyderabad.
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22 Two C.C. s to the G.P. for Roads and Buildings, Hyderabad (OUT)

23 Two C.D. Copies.